

JAN 23 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. 10/769,565

Group Art 1648
Unit:

Applicant(s): Murry Mah Lee Ng

Examiner: Salvoza, M. Franco G.

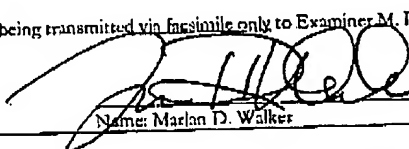
Filing Date: January 29, 2004

Docket No. 59419-010102

Title: **MOLECULES, COMPOSITIONS,
METHODS AND KITS FOR
APPLICATIONS ASSOCIATED WITH
FLAVIVIRUS**Customer 33717
No.

CERTIFICATE UNDER 37 CFR 1.6(d)

I hereby certify that this correspondence and identified enclosures are being transmitted via facsimile only to Examiner M. Franco G. Salvoza, Art Unit 1648, Facsimile No. (571) 273-8300 on January 23, 2006.


Name: Marlan D. WalkerRESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

MAIL STOP: AMENDMENT
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Sir:

This paper is filed in response to the Notice of Non-Compliant Amendment dated December 21, 2005. In the Election/Restriction requirement, the examiner requires a restriction under 35 USC § 121 between Groups I to XXVI. Applicants elect Group X, claims 29-44 (corresponding to original claims 28-43), drawn to a method for controlling entry of a flavivirus into a cell using a sequence substantially homologous to SEQ ID 21, a pharmaceutical composition, a method for inducing immunity, and a vaccine classified in class 930, subclass 10 to be examined.

The remaining claims are withdrawn, without prejudice and maintaining all divisional rights. Remarks begin on page 9. Should matters remain which the Examiner believes could be resolved in a telephone interview, the Examiner is requested to telephone Applicants' undersigned agent.

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A complete listing of the claims follows. Kindly cancel claims 1-51 without prejudice. The claims corresponding to elected Group X are hereby reintroduced as claims 52-70 to correct the misnumbering in the original application. In some cases, new claims drawn to previously disclosed subject matter have been introduced to maintain the originally intended scope of the elected subject matter.